

Attorneys for Defendants HEALTHSOUTH CORPORATION, SHC MANAGEMENT CORPORATION, SURGICAL CARE AFFILIATES, LLC, SHC SAN DIEGO, LLC, and SURGERY CENTERS-WEST HOLDINGS, LLC

CASE NO. 3:07-CV-2408-DMS-WMc
STIPULATION AND (PROPOSED) ORDER REGARDING SUBSTITUTION OF PARTIES,
SERVICE OF PARTIES, AND REMAND TO STATE COURT

1 The parties to this action, through their respective attorneys of record, stipulate and
2 agree as follows:

3 1. SHC SAN DIEGO, INC., a Georgia corporation, is not a party to this action by
4 reason of transfer of interest and conversion to a Limited Liability Company.

5 2. SHC SAN DIEGO, LLC, a Delaware Limited Liability Company, is substituted
6 as a party to this action in place of the party identified in Paragraph 1.

7 3. HEALTHSOUTH SURGERY CENTERS WEST, INC., a Delaware corporation,
8 is not a party to this action by reason of transfer of interest and conversion to a Limited
9 Liability Company.

10 4. SURGERY CENTERS-WEST HOLDINGS, LLC, a Delaware Limited Liability
11 Company, is substituted as a party to this action in place of the party identified in Paragraph 3.

12 5. The parties stipulate and agree that Defendants SHC SAN DIEGO, LLC and
13 SURGERY CENTERS-WEST HOLDINGS, LLC are deemed to be properly served with a
14 copy of the summons and Complaint as of February 14, 2008.

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6. The parties stipulate and agree that the action should be remanded back to the state court. Each party to bear its own fees and costs.

Dated: 2-5-08

SELTZER CAPLAN McMAHON VITEK
A Law Corporation

By: 

Monty A. McIntyre

Christopher L. Ludmer

Attorneys for Defendants HEALTHSOUTH
CORPORATION, SHC MANAGEMENT
CORPORATION, SURGICAL CARE
AFFILIATES, LLC, SHC SAN DIEGO, LLC, and
SURGERY CENTERS-WEST HOLDINGS, LLC

Dated: February 14, 2008

THE WATKINS FIRM
A Professional Corporation

By: 

Mark S. Bagula

Davina A. B. Bloom

Attorneys for Plaintiff DAVID J. CHAO

ORDER

IT IS SO ORDERED.

DATED: 2-15-08


United States District Judge